

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES – GENERAL

Case No. 2:23-cv-9430-SVW-PDx Date. August 22, 2024

Title *Robert Hunter Biden v. Patrick M. Byrne*

Present: The Honorable: Patricia Donahue, United States Magistrate Judge

Isabel Verduzco
Deputy Clerk

N/A
Court Reporter / Recorder

Attorney Present for Plaintiff:

Attorneys Present for Defendant:

None Present

None Present

**Proceedings: (In Chambers) Order Re Stipulation for Protective Order
[Dkt. No. 62]**

On August 8, 2024, the parties filed a Stipulation for Protective Order and Proposed Order. [Dkt. No. 60.] On August 12, 2024, the Court issued an order declining to sign the proposed protective order because it did not contain a statement establishing good cause for its entry. [Dkt. No. 61.]

On August 19, 2024, the parties filed a “Stipulation for Protective Order with Good Cause Statement and Order.” [Dkt. No. 62.] Despite the caption, the Stipulation itself does not include a statement establishing good cause for the entry of a pretrial protective order. In *In re Roman Catholic Archbishop of Portland in Oregon*, 661 F.3d 417 (9th Cir. 2011), the Ninth Circuit explained:

While courts generally make a finding of good cause before issuing a protective order, a court need not do so where (as here) the parties stipulate to such an order. When the protective order “was a stipulated order and no party ha[s] made a ‘good cause’ showing,” then “the burden of proof ... remain[s] with the party seeking protection.” (citing *Phillips v. Gen. Motors Corp.*, 307

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F.3d 1206, 1211 n. 1 (9th Cir. 2002)). If a party takes steps to release documents subject to a stipulated order, the party opposing disclosure has the burden of establishing that there is good cause to continue the protection of the discovery material.

Id. at 424. Accordingly, despite the lack of a statement establishing good cause, the Court signs the Protective Order pursuant to the parties' stipulation.

IT IS SO ORDERED.

Initials of Preparer: IV
Time in Court: